

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
TIMOTHY BARHAM	:	VIOLATIONS:
ROMA HOUGH	:	18 U.S.C. § 371 (conspiracy to provide
	:	contraband in prison – 1 count)
	:	18 U.S.C. § 1791(a)(1), (d)(1)(B),
	:	(d)(1)(F) (possession of contraband in
	:	prison – 1 count)
	:	18 U.S.C. § 1791(a)(2), (d)(1)(B),
	:	(d)(1)(F) (providing contraband in
	:	prison – 1 count)
		18 U.S.C. §2 (aiding and abetting)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. At all times material to this indictment, the Federal Detention Center in Philadelphia, Pennsylvania (“FDC”) was a federal Bureau of Prisons administrative facility that houses federal inmates, including inmates who are pending trial in the Eastern District of Pennsylvania, and defendant TIMOTHY BARHAM was prisoner at the FDC.

2. From on or about February 2, 2007 to on or about February 3, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendants

TIMOTHY BARHAM and
ROMA HOUGH

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, agreeing to provide prohibited substances and contraband to an inmate in a federal prison, in violation of 18 U.S.C. § 1791(a).

MANNER AND MEANS

3. It was part of the conspiracy that: On or about February 3, 2007, defendant ROMA HOUGH visited the FDC and provided contraband to defendant TIMOTHY BARHAM during the visit.

OVERT ACTS

In furtherance of the conspiracy, defendants TIMOTHY BARHAM and ROMA HOUGH, and others known and unknown to the grand jury, committed the following overt acts in the Eastern District of Pennsylvania:

5. On or about February 2, 2007, defendant TIMOTHY BARHAM placed a telephone call to defendant ROMA HOUGH from a recorded line at the FDC. During the telephone conversation, defendant TIMOTHY BARHAM asked defendant ROMA HOUGH to “put some um something together for” him, which referred to contraband.

On or about February 3, 2007:

6. Defendant ROMA HOUGH, and others known to the grand jury, visited defendant TIMOTHY BARHAM at the FDC, and brought substances that are prohibited to be possessed within the FDC, that is, marijuana and tobacco. The prohibited substances were packaged in 12 small white balloons, 10 of which contained tobacco, and two of which contained marijuana.

7. During the visit, defendant ROMA HOUGH purchased a bag of potato chips from the vending machine in the visitor’s room at the FDC, and placed the 12 small white balloons containing the contraband into the potato chip bag. Defendant ROMA HOUGH gave the bag of potato chips to defendant TIMOTHY BARHAM.

8. Defendant TIMOTHY BARHAM took one of the 12 balloons from the bag of potato chips and ingested it.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT: __

On or about February 3, 2007, in Philadelphia, in the Eastern District of Pennsylvania, the defendant

TIMOTHY BARHAM,

being an inmate of a prison, that is, the Federal Detention Center in Philadelphia, Pennsylvania, in violation of a statute, rule, and order issued under a statute, possessed, obtained, and attempted to possess and obtain, prohibited objects, that is, a mixture or substance containing a detectible amount of marijuana, and tobacco.

In violation of Title 18, United States Code, Section 1791(a)(2), (d)(1)(B), and (d)(1)(F) .

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT: __

On or about the February 3, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROMA HOUGH and
TIMOTHY BARHAM,**

in violation of a statute, rule, and order issued under a statute, provided or attempted to provide, and aided and abetted and willfully caused the providing and attempted providing of, prohibited objects, that is, a mixture or substance containing a detectible amount of marijuana, and tobacco to Timothy Barham, an inmate of a prison, that is, the Federal Detention Center in Philadelphia, Pennsylvania.

In violation of Title 18, United States Code, Sections 1791(a)(1), (d)(1)(B), (d)(1)(F), and 2.

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**